

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The University of Illinois Act is amended by
5 changing Section 7 as follows:

6 (110 ILCS 305/7) (from Ch. 144, par. 28)

7 Sec. 7. Powers of trustees.

8 (a) The trustees shall have power to provide for the
9 requisite buildings, apparatus, and conveniences; to fix the
10 rates for tuition; to appoint such professors and instructors,
11 and to establish and provide for the management of such model
12 farms, model art, and other departments and professorships, as
13 may be required to teach, in the most thorough manner, such
14 branches of learning as are related to agriculture and the
15 mechanic arts, and military tactics, without excluding other
16 scientific and classical studies. The trustees shall, upon the
17 written request of an employee withhold from the compensation
18 of that employee any dues, payments or contributions payable by
19 such employee to any labor organization as defined in the
20 Illinois Educational Labor Relations Act. Under such
21 arrangement, an amount shall be withheld from each regular
22 payroll period which is equal to the pro rata share of the
23 annual dues plus any payments or contributions, and the

1 trustees shall transmit such withholdings to the specified
2 labor organization within 10 working days from the time of the
3 withholding. They may accept the endowments and voluntary
4 professorships or departments in the University, from any
5 person or persons or corporations who may offer the same, and,
6 at any regular meeting of the board, may prescribe rules and
7 regulations in relation to such endowments and declare on what
8 general principles they may be admitted: Provided, that such
9 special voluntary endowments or professorships shall not be
10 incompatible with the true design and scope of the act of
11 congress, or of this Act: Provided, that no student shall at
12 any time be allowed to remain in or about the University in
13 idleness, or without full mental or industrial occupation: And
14 provided further, that the trustees, in the exercise of any of
15 the powers conferred by this Act, shall not create any
16 liability or indebtedness in excess of the funds in the hands
17 of the treasurer of the University at the time of creating such
18 liability or indebtedness, and which may be specially and
19 properly applied to the payment of the same. Any lease to the
20 trustees of lands, buildings or facilities which will support
21 scientific research and development in such areas as high
22 technology, super computing, microelectronics, biotechnology,
23 robotics, physics and engineering shall be for a term not to
24 exceed 18 years, and may grant to the trustees the option to
25 purchase the lands, buildings or facilities. The lease shall
26 recite that it is subject to termination and cancellation in

1 any year for which the General Assembly fails to make an
2 appropriation to pay the rent payable under the terms of the
3 lease.

4 Leases for the purposes described herein exceeding 5 years
5 shall have the approval of the Illinois Board of Higher
6 Education.

7 The Board of Trustees may, directly or in cooperation with
8 other institutions of higher education, acquire by purchase or
9 lease or otherwise, and construct, enlarge, improve, equip,
10 complete, operate, control and manage medical research and high
11 technology parks, together with the necessary lands,
12 buildings, facilities, equipment and personal property
13 therefor, to encourage and facilitate (a) the location and
14 development of business and industry in the State of Illinois,
15 and (b) the increased application and development of technology
16 and (c) the improvement and development of the State's economy.
17 The Board of Trustees may lease to nonprofit corporations all
18 or any part of the land, buildings, facilities, equipment or
19 other property included in a medical research and high
20 technology park upon such terms and conditions as the
21 University of Illinois may deem advisable and enter into any
22 contract or agreement with such nonprofit corporations as may
23 be necessary or suitable for the construction, financing,
24 operation and maintenance and management of any such park; and
25 may lease to any person, firm, partnership or corporation,
26 either public or private, any part or all of the land,

1 building, facilities, equipment or other property of such park
2 for such purposes and upon such rentals, terms and conditions
3 as the University may deem advisable; and may finance all or
4 part of the cost of any such park, including the purchase,
5 lease, construction, reconstruction, improvement, remodeling,
6 addition to, and extension and maintenance of all or part of
7 such high technology park, and all equipment and furnishings,
8 by legislative appropriations, government grants, contracts,
9 private gifts, loans, receipts from the operation of such high
10 technology park, rentals and similar receipts; and may make its
11 other facilities and services available to tenants or other
12 occupants of any such park at rates which are reasonable and
13 appropriate.

14 The Trustees shall have power (a) to purchase real property
15 and easements, and (b) to acquire real property and easements
16 in the manner provided by law for the exercise of the right of
17 eminent domain, and in the event negotiations for the
18 acquisition of real property or easements for making any
19 improvement which the Trustees are authorized to make shall
20 have proven unsuccessful and the Trustees shall have by
21 resolution adopted a schedule or plan of operation for the
22 execution of the project and therein made a finding that it is
23 necessary to take such property or easements immediately or at
24 some specified later date in order to comply with the schedule,
25 the Trustees may acquire such property or easements in the same
26 manner provided in Article 20 of the Eminent Domain Act

1 (quick-take procedure).

2 The Board of Trustees also shall have power to agree with
3 the State's Attorney of the county in which any properties of
4 the Board are located to pay for services rendered by the
5 various taxing districts for the years 1944 through 1949 and to
6 pay annually for services rendered thereafter by such district
7 such sums as may be determined by the Board upon properties
8 used solely for income producing purposes, title to which is
9 held by said Board of Trustees, upon properties leased to
10 members of the staff of the University of Illinois, title to
11 which is held in trust for said Board of Trustees and upon
12 properties leased to for-profit entities the title to which
13 properties is held by the Board of Trustees. A certified copy
14 of any such agreement made with the State's Attorney shall be
15 filed with the County Clerk and such sums shall be distributed
16 to the respective taxing districts by the County Collector in
17 such proportions that each taxing district will receive
18 therefrom such proportion as the tax rate of such taxing
19 district bears to the total tax rate that would be levied
20 against such properties if they were not exempt from taxation
21 under the Property Tax Code.

22 The Board of Trustees of the University of Illinois,
23 subject to the applicable civil service law, may appoint
24 persons to be members of the University of Illinois Police
25 Department. Members of the Police Department shall be peace
26 officers and as such have all powers possessed by policemen in

1 cities, and sheriffs, including the power to make arrests on
2 view or warrants of violations of state statutes and city or
3 county ordinances, except that they may exercise such powers
4 only in counties wherein the University and any of its branches
5 or properties are located when such is required for the
6 protection of university properties and interests, and its
7 students and personnel, and otherwise, within such counties,
8 when requested by appropriate state or local law enforcement
9 officials; provided, however, that such officer shall have no
10 power to serve and execute civil processes.

11 The Board of Trustees must authorize to each member of the
12 University of Illinois Police Department and to any other
13 employee of the University of Illinois exercising the powers of
14 a peace officer a distinct badge that, on its face, (i) clearly
15 states that the badge is authorized by the University of
16 Illinois and (ii) contains a unique identifying number. No
17 other badge shall be authorized by the University of Illinois.
18 Nothing in this paragraph prohibits the Board of Trustees from
19 issuing shields or other distinctive identification to
20 employees not exercising the powers of a peace officer if the
21 Board of Trustees determines that a shield or distinctive
22 identification is needed by the employee to carry out his or
23 her responsibilities.

24 The Board of Trustees may own, operate, or govern, by or
25 through the College of Medicine at Peoria, a managed care
26 community network established under subsection (b) of Section

1 5-11 of the Illinois Public Aid Code.

2 The powers of the trustees as herein designated are subject
3 to the provisions of "An Act creating a Board of Higher
4 Education, defining its powers and duties, making an
5 appropriation therefor, and repealing an Act herein named",
6 approved August 22, 1961, as amended.

7 The Board of Trustees shall have the authority to adopt all
8 administrative rules which may be necessary for the effective
9 administration, enforcement and regulation of all matters for
10 which the Board has jurisdiction or responsibility.

11 (b) To assist in the provision of buildings and facilities
12 beneficial to, useful for, or supportive of University
13 purposes, the Board of Trustees of the University of Illinois
14 may exercise the following powers with regard to the area
15 located on or adjacent to the University of Illinois at Chicago
16 campus and bounded as follows: on the West by Morgan Street; on
17 the North by Roosevelt Road; on the East by Union Street; and
18 on the South by 16th Street, in the City of Chicago:

19 (1) Acquire any interests in land, buildings, or
20 facilities by purchase, including installments payable
21 over a period allowed by law, by lease over a term of such
22 duration as the Board of Trustees shall determine, or by
23 exercise of the power of eminent domain;

24 (2) Sub-lease or contract to purchase through
25 installments all or any portion of buildings or facilities
26 for such duration and on such terms as the Board of

1 Trustees shall determine, including a term that exceeds 5
2 years, provided that each such lease or purchase contract
3 shall be and shall recite that it is subject to termination
4 and cancellation in any year for which the General Assembly
5 fails to make an appropriation to pay the rent or purchase
6 installments payable under the terms of such lease or
7 purchase contract; and

8 (3) Sell property without compliance with the State
9 Property Control Act and retain proceeds in the University
10 Treasury in a special, separate development fund account
11 which the Auditor General shall examine to assure
12 compliance with this Act.

13 Any buildings or facilities to be developed on the land shall
14 be buildings or facilities that, in the determination of the
15 Board of Trustees, in whole or in part: (i) are for use by the
16 University; or (ii) otherwise advance the interests of the
17 University, including, by way of example, residential
18 facilities for University staff and students and commercial
19 facilities which provide services needed by the University
20 community. Revenues from the development fund account may be
21 withdrawn by the University for the purpose of demolition and
22 the processes associated with demolition; routine land and
23 property acquisition; extension of utilities; streetscape
24 work; landscape work; surface and structure parking;
25 sidewalks, recreational paths, and street construction; and
26 lease and lease purchase arrangements and the professional

1 services associated with the planning and development of the
2 area. Moneys from the development fund account used for any
3 other purpose must be deposited into and appropriated from the
4 General Revenue Fund. Buildings or facilities leased to an
5 entity or person other than the University shall not be subject
6 to any limitations applicable to a State supported college or
7 university under any law. All development on the land and all
8 use of any buildings or facilities shall be subject to the
9 control and approval of the Board of Trustees.

10 (c) The Board of Trustees shall have the power to borrow
11 money, as necessary, from time to time in anticipation of
12 receiving tuition, payments from the State of Illinois, or
13 other revenues or receipts of the University, also known as
14 anticipated moneys; provided that the money shall be repaid
15 within 12 months after the time the money is borrowed and the
16 amount borrowed shall not exceed 75% of the total amount of
17 payroll and other expense vouchers submitted, but unpaid at the
18 Comptroller's Office, 30 days prior to the anticipated
19 borrowing. The borrowed moneys shall be applied only for the
20 purposes of paying salaries and other expenses lawfully
21 authorized in the University's State appropriation. No
22 borrowing under this provision shall be allowed after August
23 31, 2010. The borrowed moneys shall be applied to the purposes
24 for which the anticipated moneys are lawfully available. The
25 Chairman or Treasurer of the Board shall execute a promissory
26 note or similar debt instrument to evidence the indebtedness

1 incurred by the borrowing. In connection with a borrowing, the
2 Board may establish a line of credit with a financial
3 institution.

4 The obligation to make the payments due under the
5 promissory note or other debt instrument shall be a lawful
6 obligation of the University payable from the anticipated
7 moneys as set forth in the resolution authorizing the same. Any
8 borrowing under this subsection (c) shall not constitute a
9 debt, legal or moral, of the State and shall not be enforceable
10 against the State. The promissory note or other debt instrument
11 shall be authorized by a resolution passed by the Board and
12 shall be valid whether or not a budgeted item with respect to
13 that resolution is included in any annual or supplemental
14 budget adopted by the Board. The resolution shall set forth
15 facts demonstrating the need for the borrowing, state an amount
16 that the amount to be borrowed will not exceed, establish a
17 maximum interest rate limit not to exceed the maximum rate
18 authorized by the Bond Authorization Act, and provide a date by
19 which the borrowed funds shall be repaid. The resolution may
20 direct the Treasurer of the Board to make arrangements to set
21 apart and hold the portion of the anticipated moneys, as
22 received, that shall be used to repay the borrowing, subject to
23 any prior pledges or restrictions with respect to the
24 anticipated moneys. The resolution may also authorize the
25 Treasurer of the Board to make partial repayments of the
26 borrowing as the anticipated moneys become available and may

1 contain any other terms, restrictions, or limitations not
2 inconsistent with the powers of the Board.

3 For the purposes of this subsection (c), "financial
4 institution" means any bank subject to the Illinois Banking
5 Act, any savings and loan association subject to the Illinois
6 Savings and Loan Act of 1985, and any federally chartered
7 commercial bank or savings and loan association organized and
8 operated in this State pursuant to the laws of the United
9 States.

10 (Source: P.A. 93-423, eff. 8-5-03; 94-1055, eff. 1-1-07.)

11 Section 10. The Southern Illinois University Management
12 Act is amended by changing Section 8 as follows:

13 (110 ILCS 520/8) (from Ch. 144, par. 658)

14 Sec. 8. Powers and Duties of the Board. The Board shall
15 have power and it shall be its duty:

16 1. To make rules, regulations and by-laws, not
17 inconsistent with law, for the government and management of
18 Southern Illinois University and its branches;

19 2. To employ, and, for good cause, to remove a
20 president of Southern Illinois University, and all
21 necessary deans, professors, associate professors,
22 assistant professors, instructors, and other educational
23 and administrative assistants, and all other necessary
24 employees, and contract with them upon matters relating to

1 tenure, salaries and retirement benefits in accordance
2 with the State Universities Civil Service Act; the Board
3 shall, upon the written request of an employee of Southern
4 Illinois University, withhold from the compensation of
5 that employee any dues, payments or contributions payable
6 by such employee to any labor organization as defined in
7 the Illinois Educational Labor Relations Act. Under such
8 arrangement, an amount shall be withheld from each regular
9 payroll period which is equal to the pro rata share of the
10 annual dues plus any payments or contributions, and the
11 Board shall transmit such withholdings to the specified
12 labor organization within 10 working days from the time of
13 the withholding. Whenever the Board establishes a search
14 committee to fill the position of president of Southern
15 Illinois University, there shall be minority
16 representation, including women, on that search committee;

17 3. To prescribe the course of study to be followed, and
18 textbooks and apparatus to be used at Southern Illinois
19 University;

20 4. To issue upon the recommendation of the faculty,
21 diplomas to such persons as have satisfactorily completed
22 the required studies of Southern Illinois University, and
23 confer such professional and literary degrees as are
24 usually conferred by other institutions of like character
25 for similar or equivalent courses of study, or such as the
26 Board may deem appropriate;

1 5. To examine into the conditions, management, and
2 administration of Southern Illinois University, to provide
3 the requisite buildings, apparatus, equipment and
4 auxiliary enterprises, and to fix and collect
5 matriculation fees; tuition fees; fees for student
6 activities; fees for student facilities such as student
7 union buildings or field houses or stadium or other
8 recreational facilities; student welfare fees; laboratory
9 fees and similar fees for supplies and material;

10 6. To succeed to and to administer all trusts, trust
11 property, and gifts now or hereafter belonging or
12 pertaining to Southern Illinois University;

13 7. To accept endowments of professorships or
14 departments in the University from any person who may
15 proffer them and, at regular meetings, to prescribe rules
16 and regulations in relation to endowments and declare on
17 what general principles they may be accepted;

18 8. To enter into contracts with the Federal government
19 for providing courses of instruction and other services at
20 Southern Illinois University for persons serving in or with
21 the military or naval forces of the United States, and to
22 provide such courses of instruction and other services;

23 9. To provide for the receipt and expenditures of
24 Federal funds, paid to the Southern Illinois University by
25 the Federal government for instruction and other services
26 for persons serving in or with the military or naval forces

1 of the United States and to provide for audits of such
2 funds;

3 10. To appoint, subject to the applicable civil service
4 law, persons to be members of the Southern Illinois
5 University Police Department. Members of the Police
6 Department shall be conservators of the peace and as such
7 have all powers possessed by policemen in cities, and
8 sheriffs, including the power to make arrests on view or
9 warrants of violations of state statutes, university rules
10 and regulations and city or county ordinances, except that
11 they may exercise such powers only within counties wherein
12 the university and any of its branches or properties are
13 located when such is required for the protection of
14 university properties and interests, and its students and
15 personnel, and otherwise, within such counties, when
16 requested by appropriate State or local law enforcement
17 officials. However, such officers shall have no power to
18 serve and execute civil processes.

19 The Board must authorize to each member of the Southern
20 Illinois University Police Department and to any other
21 employee of Southern Illinois University exercising the
22 powers of a peace officer a distinct badge that, on its
23 face, (i) clearly states that the badge is authorized by
24 Southern Illinois University and (ii) contains a unique
25 identifying number. No other badge shall be authorized by
26 Southern Illinois University.

1 10.5. To conduct health care programs in furtherance of
2 its teaching, research, and public service functions,
3 which shall include without limitation patient and
4 ancillary facilities, institutes, clinics, or offices
5 owned, leased, or purchased through an equity interest by
6 the Board or its appointed designee to carry out such
7 activities in the course of or in support of the Board's
8 academic, clinical, and public service responsibilities.

9 11. To administer a plan or plans established by the
10 clinical faculty of the School of Medicine for the billing,
11 collection and disbursement of charges for services
12 performed in the course of or in support of the faculty's
13 academic responsibilities, provided that such plan has
14 been first approved by Board action. All such collections
15 shall be deposited into a special fund or funds
16 administered by the Board from which disbursements may be
17 made according to the provisions of said plan. The
18 reasonable costs incurred, by the University,
19 administering the billing, collection and disbursement
20 provisions of a plan shall have first priority for payment
21 before distribution or disbursement for any other purpose.
22 Audited financial statements of the plan or plans must be
23 provided to the Legislative Audit Commission annually.

24 The Board of Trustees may own, operate, or govern, by
25 or through the School of Medicine, a managed care community
26 network established under subsection (b) of Section 5-11 of

1 the Illinois Public Aid Code.

2 12. The Board of Trustees may, directly or in
3 cooperation with other institutions of higher education,
4 acquire by purchase or lease or otherwise, and construct,
5 enlarge, improve, equip, complete, operate, control and
6 manage medical research and high technology parks,
7 together with the necessary lands, buildings, facilities,
8 equipment, and personal property therefor, to encourage
9 and facilitate (a) the location and development of business
10 and industry in the State of Illinois, and (b) the
11 increased application and development of technology and
12 (c) the improvement and development of the State's economy.
13 The Board of Trustees may lease to nonprofit corporations
14 all or any part of the land, buildings, facilities,
15 equipment or other property included in a medical research
16 and high technology park upon such terms and conditions as
17 the Board of Trustees may deem advisable and enter into any
18 contract or agreement with such nonprofit corporations as
19 may be necessary or suitable for the construction,
20 financing, operation and maintenance and management of any
21 such park; and may lease to any person, firm, partnership
22 or corporation, either public or private, any part or all
23 of the land, building, facilities, equipment or other
24 property of such park for such purposes and upon such
25 rentals, terms and conditions as the Board of Trustees may
26 deem advisable; and may finance all or part of the cost of

1 any such park, including the purchase, lease,
2 construction, reconstruction, improvement, remodeling,
3 addition to, and extension and maintenance of all or part
4 of such high technology park, and all equipment and
5 furnishings, by legislative appropriations, government
6 grants, contracts, private gifts, loans, receipts from the
7 operation of such high technology park, rentals and similar
8 receipts; and may make its other facilities and services
9 available to tenants or other occupants of any such park at
10 rates which are reasonable and appropriate.

11 13. To borrow money, as necessary, from time to time in
12 anticipation of receiving tuition, payments from the State
13 of Illinois, or other revenues or receipts of the
14 University, also known as anticipated moneys; provided
15 that the money shall be repaid within 12 months after the
16 time the money is borrowed and the amount borrowed shall
17 not exceed 75% of the total amount of payroll and other
18 expense vouchers submitted, but unpaid at the
19 Comptroller's Office, 30 days prior to the anticipated
20 borrowing. The borrowed moneys shall be applied only for
21 the purposes of paying salaries and other expenses lawfully
22 authorized in the University's State appropriation. No
23 borrowing under this provision shall be allowed after
24 August 31, 2010. The borrowed moneys shall be applied to
25 the purposes for which the anticipated moneys are lawfully
26 available. The Chairman or Treasurer of the Board shall

1 execute a promissory note or similar debt instrument to
2 evidence the indebtedness incurred by the borrowing. In
3 connection with a borrowing, the Board may establish a line
4 of credit with a financial institution.

5 The obligation to make the payments due under the
6 promissory note or other debt instrument shall be a lawful
7 obligation of the University payable from the anticipated
8 moneys as set forth in the resolution authorizing the same.

9 Any borrowing under this item 13 shall not constitute a
10 debt, legal or moral, of the State and shall not be
11 enforceable against the State. The promissory note or other
12 debt instrument shall be authorized by a resolution passed
13 by the Board and shall be valid whether or not a budgeted
14 item with respect to that resolution is included in any
15 annual or supplemental budget adopted by the Board. The
16 resolution shall set forth facts demonstrating the need for
17 the borrowing, state an amount that the amount to be
18 borrowed will not exceed, establish a maximum interest rate
19 limit not to exceed the maximum rate authorized by the Bond
20 Authorization Act, and provide a date by which the borrowed
21 funds shall be repaid. The resolution may direct the
22 Treasurer of the Board to make arrangements to set apart
23 and hold the portion of the anticipated moneys, as
24 received, that shall be used to repay the borrowing,
25 subject to any prior pledges or restrictions with respect
26 to the anticipated moneys. The resolution may also

1 authorize the Treasurer of the Board to make partial
2 repayments of the borrowing as the anticipated moneys
3 become available and may contain any other terms,
4 restrictions, or limitations not inconsistent with the
5 powers of the Board.

6 For the purposes of this item 13, "financial
7 institution" means any bank subject to the Illinois Banking
8 Act, any savings and loan association subject to the
9 Illinois Savings and Loan Act of 1985, and any federally
10 chartered commercial bank or savings and loan association
11 organized and operated in this State pursuant to the laws
12 of the United States.

13 The powers of the Board as herein designated are subject to
14 the Board of Higher Education Act.

15 (Source: P.A. 95-158, eff. 8-14-07; 95-876, eff. 8-21-08.)

16 Section 15. The Chicago State University Law is amended by
17 changing Section 5-45 as follows:

18 (110 ILCS 660/5-45)

19 Sec. 5-45. Powers and duties. The Board also shall have
20 power and it shall be its duty:

21 (1) To make rules, regulations and bylaws, not inconsistent
22 with law, for the government and management of Chicago State
23 University and its branches;

24 (2) To employ, and, for good cause, to remove a President

1 of Chicago State University, and all necessary deans,
2 professors, associate professors, assistant professors,
3 instructors, other educational and administrative assistants,
4 and all other necessary employees, and to prescribe their
5 duties and contract with them upon matters relating to tenure,
6 salaries and retirement benefits in accordance with the State
7 Universities Civil Service Act. Whenever the Board establishes
8 a search committee to fill the position of President of Chicago
9 State University, there shall be minority representation,
10 including women, on that search committee. The Board shall,
11 upon the written request of an employee of Chicago State
12 University, withhold from the compensation of that employee any
13 dues, payments or contributions payable by such employee to any
14 labor organization as defined in the Illinois Educational Labor
15 Relations Act. Under such arrangement, an amount shall be
16 withheld from each regular payroll period which is equal to the
17 pro rata share of the annual dues plus any payments or
18 contributions, and the Board shall transmit such withholdings
19 to the specified labor organization within 10 working days from
20 the time of the withholding;

21 (3) To prescribe the courses of study to be followed, and
22 textbooks and apparatus to be used at Chicago State University;

23 (4) To issue upon the recommendation of the faculty,
24 diplomas to such persons as have satisfactorily completed the
25 required studies of Chicago State University, and confer such
26 professional and literary degrees as are usually conferred by

1 other institutions of like character for similar or equivalent
2 courses of study, or such as the Board may deem appropriate;

3 (5) To examine into the conditions, management, and
4 administration of Chicago State University, to provide the
5 requisite buildings, apparatus, equipment and auxiliary
6 enterprises, and to fix and collect matriculation fees; tuition
7 fees; fees for student activities; fees for student facilities
8 such as student union buildings or field houses or stadia or
9 other recreational facilities; student welfare fees;
10 laboratory fees; and similar fees for supplies and materials.
11 The expense of the building, improving, repairing and supplying
12 fuel and furniture and the necessary appliances and apparatus
13 for conducting Chicago State University, the reimbursed
14 expenses of members of the Board, and the salaries or
15 compensation of the President, assistants, agents and other
16 employees of Chicago State University, shall be a charge upon
17 the State Treasury. All other expenses shall be chargeable
18 against students, and the Board shall regulate the charges
19 accordingly;

20 (6) To succeed to and to administer all trusts, trust
21 property, and gifts now or hereafter belonging or pertaining to
22 Chicago State University;

23 (7) To accept endowments of professorships or departments
24 in Chicago State University from any person who may proffer
25 them and, at regular meetings, to prescribe rules and
26 regulations in relation to endowments and declare on what

1 general principles they may be accepted;

2 (8) To enter into contracts with the Federal government for
3 providing courses of instruction and other services at Chicago
4 State University for persons serving in or with the military or
5 naval forces of the United States, and to provide such courses
6 of instruction and other services;

7 (9) To contract with respect to the Cooperative Computer
8 Center to obtain services related to electronic data
9 processing;

10 (10) To provide for the receipt and expenditures of Federal
11 funds paid to Chicago State University by the Federal
12 government for instruction and other services for persons
13 serving in or with the military or naval forces of the United
14 States, and to provide for audits of such funds;

15 (11) To appoint, subject to the applicable civil service
16 law, persons to be members of the Chicago State University
17 Police Department. Members of the Police Department shall be
18 conservators of the peace and as such have all powers possessed
19 by policemen in cities, and sheriffs, including the power to
20 make arrests on view or warrants of violations of State
21 statutes, University rules and regulations and city or county
22 ordinances, except that they may exercise such powers only
23 within counties wherein Chicago State University and any of its
24 branches or properties are located when such is required for
25 the protection of University properties and interests, and its
26 students and personnel, and otherwise, within such counties,

1 when requested by appropriate State or local law enforcement
2 officials. However, such officers shall have no power to serve
3 and execute civil processes.

4 The Board must authorize to each member of the Chicago
5 State University Police Department and to any other employee of
6 Chicago State University exercising the powers of a peace
7 officer a distinct badge that, on its face, (i) clearly states
8 that the badge is authorized by Chicago State University and
9 (ii) contains a unique identifying number on its face. No other
10 badge shall be authorized by Chicago State University;

11 (12) The Board may, directly or in cooperation with other
12 institutions of higher education, acquire by purchase or lease
13 or otherwise, and construct, enlarge, improve, equip,
14 complete, operate, control and manage research and high
15 technology parks, together with the necessary lands,
16 buildings, facilities, equipment, and personal property
17 therefor, to encourage and facilitate (i) the location and
18 development of business and industry in the State of Illinois,
19 and (ii) the increased application and development of
20 technology, and (iii) the improvement and development of the
21 State's economy. The Board may lease to nonprofit corporations
22 all or any part of the land, buildings, facilities, equipment
23 or other property included in a research and high technology
24 park upon such terms and conditions as the Board may deem
25 advisable and enter into any contract or agreement with such
26 nonprofit corporations as may be necessary or suitable for the

1 construction, financing, operation and maintenance and
2 management of any such park; and may lease to any person, firm,
3 partnership or corporation, either public or private, any part
4 or all of the land, building, facilities, equipment or other
5 property of such park for such purposes and upon such rentals,
6 terms and conditions as the Board may deem advisable; and may
7 finance all or part of the cost of any such park, including the
8 purchase, lease, construction, reconstruction, improvement,
9 remodeling, addition to, and extension and maintenance of all
10 or part of such high technology park, and all equipment and
11 furnishings, by legislative appropriations, government grants,
12 contracts, private gifts, loans, receipts from the operation of
13 such high technology park, rentals and similar receipts; and
14 may make its other facilities and services available to tenants
15 or other occupants of any such park at rates which are
16 reasonable and appropriate.

17 (13) To borrow money, as necessary, from time to time in
18 anticipation of receiving tuition, payments from the State of
19 Illinois, or other revenues or receipts of the University, also
20 known as anticipated moneys; provided that the money shall be
21 repaid within 12 months after the time the money is borrowed
22 and the amount borrowed shall not exceed 75% of the total
23 amount of payroll and other expense vouchers submitted, but
24 unpaid at the Comptroller's Office, 30 days prior to the
25 anticipated borrowing. The borrowed moneys shall be applied
26 only for the purposes of paying salaries and other expenses

1 lawfully authorized in the University's State appropriation.
2 No borrowing under this provision shall be allowed after August
3 31, 2010. The borrowed moneys shall be applied to the purposes
4 for which the anticipated moneys are lawfully available. The
5 Chairman or Treasurer of the Board shall execute a promissory
6 note or similar debt instrument to evidence the indebtedness
7 incurred by the borrowing. In connection with a borrowing, the
8 Board may establish a line of credit with a financial
9 institution.

10 The obligation to make the payments due under the
11 promissory note or other debt instrument shall be a lawful
12 obligation of the University payable from the anticipated
13 moneys as set forth in the resolution authorizing the same. Any
14 borrowing under this item (13) shall not constitute a debt,
15 legal or moral, of the State and shall not be enforceable
16 against the State. The promissory note or other debt instrument
17 shall be authorized by a resolution passed by the Board and
18 shall be valid whether or not a budgeted item with respect to
19 that resolution is included in any annual or supplemental
20 budget adopted by the Board. The resolution shall set forth
21 facts demonstrating the need for the borrowing, state an amount
22 that the amount to be borrowed will not exceed, establish a
23 maximum interest rate limit not to exceed the maximum rate
24 authorized by the Bond Authorization Act, and provide a date by
25 which the borrowed funds shall be repaid. The resolution may
26 direct the Treasurer of the Board to make arrangements to set

1 apart and hold the portion of the anticipated moneys, as
2 received, that shall be used to repay the borrowing, subject to
3 any prior pledges or restrictions with respect to the
4 anticipated moneys. The resolution may also authorize the
5 Treasurer of the Board to make partial repayments of the
6 borrowing as the anticipated moneys become available and may
7 contain any other terms, restrictions, or limitations not
8 inconsistent with the powers of the Board.

9 For the purposes of this item (13), "financial institution"
10 means any bank subject to the Illinois Banking Act, any savings
11 and loan association subject to the Illinois Savings and Loan
12 Act of 1985, and any federally chartered commercial bank or
13 savings and loan association organized and operated in this
14 State pursuant to the laws of the United States.

15 (Source: P.A. 91-883, eff. 1-1-01.)

16 Section 20. The Eastern Illinois University Law is amended
17 by changing Section 10-45 as follows:

18 (110 ILCS 665/10-45)

19 Sec. 10-45. Powers and duties.

20 (a) The Board also shall have power and it shall be its
21 duty:

22 (1) To make rules, regulations and bylaws, not
23 inconsistent with law, for the government and management of
24 Eastern Illinois University and its branches.

1 (2) To employ, and, for good cause, to remove a
2 President of Eastern Illinois University, and all
3 necessary deans, professors, associate professors,
4 assistant professors, instructors, other educational and
5 administrative assistants, and all other necessary
6 employees, and to prescribe their duties and contract with
7 them upon matters relating to tenure, salaries and
8 retirement benefits in accordance with the State
9 Universities Civil Service Act. Whenever the Board
10 establishes a search committee to fill the position of
11 President of Eastern Illinois University, there shall be
12 minority representation, including women, on that search
13 committee. The Board shall, upon the written request of an
14 employee of Eastern Illinois University, withhold from the
15 compensation of that employee any dues, payments or
16 contributions payable by such employee to any labor
17 organization as defined in the Illinois Educational Labor
18 Relations Act. Under such arrangement, an amount shall be
19 withheld from each regular payroll period which is equal to
20 the pro rata share of the annual dues plus any payments or
21 contributions, and the Board shall transmit such
22 withholdings to the specified labor organization within 10
23 working days from the time of the withholding.

24 (3) To prescribe the courses of study to be followed,
25 and textbooks and apparatus to be used at Eastern Illinois
26 University.

1 (4) To issue upon the recommendation of the faculty,
2 diplomas to such persons as have satisfactorily completed
3 the required studies of Eastern Illinois University, and
4 confer such professional and literary degrees as are
5 usually conferred by other institutions of like character
6 for similar or equivalent courses of study, or such as the
7 Board may deem appropriate.

8 (5) To examine into the conditions, management, and
9 administration of Eastern Illinois University, to provide
10 the requisite buildings, apparatus, equipment and
11 auxiliary enterprises, and to fix and collect
12 matriculation fees; tuition fees; fees for student
13 activities; fees for student facilities such as student
14 union buildings or field houses or stadia or other
15 recreational facilities; student welfare fees; laboratory
16 fees; and similar fees for supplies and materials. The
17 expense of the building, improving, repairing and
18 supplying fuel and furniture and the necessary appliances
19 and apparatus for conducting Eastern Illinois University,
20 the reimbursed expenses of members of the Board, and the
21 salaries or compensation of the President, assistants,
22 agents and other employees of Eastern Illinois University,
23 shall be a charge upon the State Treasury. All other
24 expenses shall be chargeable against students, and the
25 Board shall regulate the charges accordingly.

26 (6) To succeed to and to administer all trusts, trust

1 property, and gifts now or hereafter belonging or
2 pertaining to Eastern Illinois University.

3 (7) To accept endowments of professorships or
4 departments in Eastern Illinois University from any person
5 who may proffer them and, at regular meetings, to prescribe
6 rules and regulations in relation to endowments and declare
7 on what general principles they may be accepted.

8 (8) To enter into contracts with the Federal government
9 for providing courses of instruction and other services at
10 Eastern Illinois University for persons serving in or with
11 the military or naval forces of the United States, and to
12 provide such courses of instruction and other services.

13 (9) To contract with respect to the Cooperative
14 Computer Center to obtain services related to electronic
15 data processing.

16 (10) To provide for the receipt and expenditures of
17 Federal funds paid to Eastern Illinois University by the
18 Federal government for instruction and other services for
19 persons serving in or with the military or naval forces of
20 the United States, and to provide for audits of such funds.

21 (11) To appoint, subject to the applicable civil
22 service law, persons to be members of the Eastern Illinois
23 University Police Department. Members of the Police
24 Department shall be conservators of the peace and as such
25 have all powers possessed by policemen in cities, and
26 sheriffs, including the power to make arrests on view or

1 warrants of violations of State statutes, University rules
2 and regulations and city or county ordinances, except that
3 they may exercise such powers only within counties wherein
4 Eastern Illinois University and any of its branches or
5 properties are located when such is required for the
6 protection of University properties and interests, and its
7 students and personnel, and otherwise, within such
8 counties, when requested by appropriate State or local law
9 enforcement officials. However, such officers shall have
10 no power to serve and execute civil processes.

11 The Board must authorize to each member of the Eastern
12 Illinois University Police Department and to any other
13 employee of Eastern Illinois University exercising the
14 powers of a peace officer a distinct badge that, on its
15 face, (i) clearly states that the badge is authorized by
16 Eastern Illinois University and (ii) contains a unique
17 identifying number. No other badge shall be authorized by
18 Eastern Illinois University.

19 (12) To borrow money, as necessary, from time to time
20 in anticipation of receiving tuition, payments from the
21 State of Illinois, or other revenues or receipts of the
22 University, also known as anticipated moneys; provided
23 that the money shall be repaid within 12 months after the
24 time the money is borrowed and the amount borrowed shall
25 not exceed 75% of the total amount of payroll and other
26 expense vouchers submitted, but unpaid at the

1 Comptroller's Office, 30 days prior to the anticipated
2 borrowing. The borrowed moneys shall be applied only for
3 the purposes of paying salaries and other expenses lawfully
4 authorized in the University's State appropriation. No
5 borrowing under this provision shall be allowed after
6 August 31, 2010. The borrowed moneys shall be applied to
7 the purposes for which the anticipated moneys are lawfully
8 available. The Chairman or Treasurer of the Board shall
9 execute a promissory note or similar debt instrument to
10 evidence the indebtedness incurred by the borrowing. In
11 connection with a borrowing, the Board may establish a line
12 of credit with a financial institution.

13 The obligation to make the payments due under the
14 promissory note or other debt instrument shall be a lawful
15 obligation of the University payable from the anticipated
16 moneys as set forth in the resolution authorizing the same.
17 Any borrowing under this item (12) shall not constitute a
18 debt, legal or moral, of the State and shall not be
19 enforceable against the State. The promissory note or other
20 debt instrument shall be authorized by a resolution passed
21 by the Board and shall be valid whether or not a budgeted
22 item with respect to that resolution is included in any
23 annual or supplemental budget adopted by the Board. The
24 resolution shall set forth facts demonstrating the need for
25 the borrowing, state an amount that the amount to be
26 borrowed will not exceed, establish a maximum interest rate

1 limit not to exceed the maximum rate authorized by the Bond
2 Authorization Act, and provide a date by which the borrowed
3 funds shall be repaid. The resolution may direct the
4 Treasurer of the Board to make arrangements to set apart
5 and hold the portion of the anticipated moneys, as
6 received, that shall be used to repay the borrowing,
7 subject to any prior pledges or restrictions with respect
8 to the anticipated moneys. The resolution may also
9 authorize the Treasurer of the Board to make partial
10 repayments of the borrowing as the anticipated moneys
11 become available and may contain any other terms,
12 restrictions, or limitations not inconsistent with the
13 powers of the Board.

14 For the purposes of this item (12), "financial
15 institution" means any bank subject to the Illinois Banking
16 Act, any savings and loan association subject to the
17 Illinois Savings and Loan Act of 1985, and any federally
18 chartered commercial bank or savings and loan association
19 organized and operated in this State pursuant to the laws
20 of the United States.

21 (b) The Board may, directly or in cooperation with other
22 institutions of higher education, acquire by purchase or lease
23 or otherwise, and construct, enlarge, improve, equip,
24 complete, operate, control and manage research and high
25 technology parks, together with the necessary lands,
26 buildings, facilities, equipment, and personal property

1 therefor, to encourage and facilitate (i) the location and
2 development of business and industry in the State of Illinois,
3 and (ii) the increased application and development of
4 technology, and (iii) the improvement and development of the
5 State's economy. The Board may lease to nonprofit corporations
6 all or any part of the land, buildings, facilities, equipment
7 or other property included in a research and high technology
8 park upon such terms and conditions as the Board may deem
9 advisable and enter into any contract or agreement with such
10 nonprofit corporations as may be necessary or suitable for the
11 construction, financing, operation and maintenance and
12 management of any such park; and may lease to any person, firm,
13 partnership or corporation, either public or private, any part
14 or all of the land, building, facilities, equipment or other
15 property of such park for such purposes and upon such rentals,
16 terms and conditions as the Board may deem advisable; and may
17 finance all or part of the cost of any such park, including the
18 purchase, lease, construction, reconstruction, improvement,
19 remodeling, addition to, and extension and maintenance of all
20 or part of such high technology park, and all equipment and
21 furnishings, by legislative appropriations, government grants,
22 contracts, private gifts, loans, receipts from the operation of
23 such high technology park, rentals and similar receipts; and
24 may make its other facilities and services available to tenants
25 or other occupants of any such park at rates which are
26 reasonable and appropriate.

1 (c) The Board may sell the following described property
2 without compliance with the State Property Control Act and
3 retain the proceeds in the University treasury in a special,
4 separate development fund account that the Auditor General
5 shall examine to assure compliance with this Law:

6 Lots 511 and 512 in Heritage Woods V, Charleston, Coles
7 County, Illinois.

8 Revenues from the development fund account may be withdrawn by
9 the University for the purpose of upgrading the on-campus
10 formal reception facility. Moneys from the development fund
11 account used for any other purpose must be deposited into and
12 appropriated from the General Revenue Fund.

13 (Source: P.A. 91-251, eff. 7-22-99; 91-883, eff. 1-1-01.)

14 Section 25. The Governors State University Law is amended
15 by changing Section 15-45 as follows:

16 (110 ILCS 670/15-45)

17 Sec. 15-45. Powers and duties. The Board also shall have
18 power and it shall be its duty:

19 (1) To make rules, regulations and bylaws, not inconsistent
20 with law, for the government and management of Governors State
21 University and its branches;

22 (2) To employ, and, for good cause, to remove a President
23 of Governors State University, and all necessary deans,
24 professors, associate professors, assistant professors,

1 instructors, other educational and administrative assistants,
2 and all other necessary employees, and to prescribe their
3 duties and contract with them upon matters relating to tenure,
4 salaries and retirement benefits in accordance with the State
5 Universities Civil Service Act. Whenever the Board establishes
6 a search committee to fill the position of President of
7 Governors State University, there shall be minority
8 representation, including women, on that search committee. The
9 Board shall, upon the written request of an employee of
10 Governors State University, withhold from the compensation of
11 that employee any dues, payments or contributions payable by
12 such employee to any labor organization as defined in the
13 Illinois Educational Labor Relations Act. Under such
14 arrangement, an amount shall be withheld from each regular
15 payroll period which is equal to the pro rata share of the
16 annual dues plus any payments or contributions, and the Board
17 shall transmit such withholdings to the specified labor
18 organization within 10 working days from the time of the
19 withholding;

20 (3) To prescribe the courses of study to be followed, and
21 textbooks and apparatus to be used at Governors State
22 University;

23 (4) To issue upon the recommendation of the faculty,
24 diplomas to such persons as have satisfactorily completed the
25 required studies of Governors State University, and confer such
26 professional and literary degrees as are usually conferred by

1 other institutions of like character for similar or equivalent
2 courses of study, or such as the Board may deem appropriate;

3 (5) To examine into the conditions, management, and
4 administration of Governors State University, to provide the
5 requisite buildings, apparatus, equipment and auxiliary
6 enterprises, and to fix and collect matriculation fees; tuition
7 fees; fees for student activities; fees for student facilities
8 such as student union buildings or field houses or stadia or
9 other recreational facilities; student welfare fees;
10 laboratory fees; and similar fees for supplies and materials.
11 The expense of the building, improving, repairing and supplying
12 fuel and furniture and the necessary appliances and apparatus
13 for conducting Governors State University, the reimbursed
14 expenses of members of the Board, and the salaries or
15 compensation of the President, assistants, agents and other
16 employees of Governors State University, shall be a charge upon
17 the State Treasury. All other expenses shall be chargeable
18 against students, and the Board shall regulate the charges
19 accordingly;

20 (6) To succeed to and to administer all trusts, trust
21 property, and gifts now or hereafter belonging or pertaining to
22 Governors State University;

23 (7) To accept endowments of professorships or departments
24 in Governors State University from any person who may proffer
25 them and, at regular meetings, to prescribe rules and
26 regulations in relation to endowments and declare on what

1 general principles they may be accepted;

2 (8) To enter into contracts with the Federal government for
3 providing courses of instruction and other services at
4 Governors State University for persons serving in or with the
5 military or naval forces of the United States, and to provide
6 such courses of instruction and other services;

7 (9) To operate, maintain, and contract with respect to the
8 Cooperative Computer Center for its own purposes and to provide
9 services related to electronic data processing to other public
10 and private colleges and universities, to governmental
11 agencies, and to public or private not-for-profit agencies; and
12 to examine the conditions, management, and administration of
13 the Cooperative Computer Center;

14 (10) To provide for the receipt and expenditures of Federal
15 funds paid to Governors State University by the Federal
16 government for instruction and other services for persons
17 serving in or with the military or naval forces of the United
18 States, and to provide for audits of such funds;

19 (11) To appoint, subject to the applicable civil service
20 law, persons to be members of the Governors State University
21 Police Department. Members of the Police Department shall be
22 conservators of the peace and as such have all powers possessed
23 by policemen in cities, and sheriffs, including the power to
24 make arrests on view or warrants of violations of State
25 statutes, University rules and regulations and city or county
26 ordinances, except that they may exercise such powers only

1 within counties wherein Governors State University and any of
2 its branches or properties are located when such is required
3 for the protection of University properties and interests, and
4 its students and personnel, and otherwise, within such
5 counties, when requested by appropriate State or local law
6 enforcement officials. However, such officers shall have no
7 power to serve and execute civil processes.

8 The Board must authorize to each member of the Governors
9 State University Police Department and to any other employee of
10 Governors State University exercising the powers of a peace
11 officer a distinct badge that, on its face, (i) clearly states
12 that the badge is authorized by Governors State University and
13 (ii) contains a unique identifying number. No other badge shall
14 be authorized by Governors State University;

15 (12) The Board may, directly or in cooperation with other
16 institutions of higher education, acquire by purchase or lease
17 or otherwise, and construct, enlarge, improve, equip,
18 complete, operate, control and manage research and high
19 technology parks, together with the necessary lands,
20 buildings, facilities, equipment, and personal property
21 therefor, to encourage and facilitate (i) the location and
22 development of business and industry in the State of Illinois,
23 and (ii) the increased application and development of
24 technology, and (iii) the improvement and development of the
25 State's economy. The Board may lease to nonprofit corporations
26 all or any part of the land, buildings, facilities, equipment

1 or other property included in a research and high technology
2 park upon such terms and conditions as the Board may deem
3 advisable and enter into any contract or agreement with such
4 nonprofit corporations as may be necessary or suitable for the
5 construction, financing, operation and maintenance and
6 management of any such park; and may lease to any person, firm,
7 partnership or corporation, either public or private, any part
8 or all of the land, building, facilities, equipment or other
9 property of such park for such purposes and upon such rentals,
10 terms and conditions as the Board may deem advisable; and may
11 finance all or part of the cost of any such park, including the
12 purchase, lease, construction, reconstruction, improvement,
13 remodeling, addition to, and extension and maintenance of all
14 or part of such high technology park, and all equipment and
15 furnishings, by legislative appropriations, government grants,
16 contracts, private gifts, loans, receipts from the operation of
17 such high technology park, rentals and similar receipts; and
18 may make its other facilities and services available to tenants
19 or other occupants of any such park at rates which are
20 reasonable and appropriate.

21 (13) To borrow money, as necessary, from time to time in
22 anticipation of receiving tuition, payments from the State of
23 Illinois, or other revenues or receipts of the University, also
24 known as anticipated moneys; provided that the money shall be
25 repaid within 12 months after the time the money is borrowed
26 and the amount borrowed shall not exceed 75% of the total

1 amount of payroll and other expense vouchers submitted, but
2 unpaid at the Comptroller's Office, 30 days prior to the
3 anticipated borrowing. The borrowed moneys shall be applied
4 only for the purposes of paying salaries and other expenses
5 lawfully authorized in the university's State appropriation.
6 No borrowing under this provision shall be allowed after August
7 31, 2010. The borrowed moneys shall be applied to the purposes
8 for which the anticipated moneys are lawfully available. The
9 Chairman or Treasurer of the Board shall execute a promissory
10 note or similar debt instrument to evidence the indebtedness
11 incurred by the borrowing. In connection with a borrowing, the
12 Board may establish a line of credit with a financial
13 institution.

14 The obligation to make the payments due under the
15 promissory note or other debt instrument shall be a lawful
16 obligation of the University payable from the anticipated
17 moneys as set forth in the resolution authorizing the same. Any
18 borrowing under this item (13) shall not constitute a debt,
19 legal or moral, of the State and shall not be enforceable
20 against the State. The promissory note or other debt instrument
21 shall be authorized by a resolution passed by the Board and
22 shall be valid whether or not a budgeted item with respect to
23 that resolution is included in any annual or supplemental
24 budget adopted by the Board. The resolution shall set forth
25 facts demonstrating the need for the borrowing, state an amount
26 that the amount to be borrowed will not exceed, establish a

1 maximum interest rate limit not to exceed the maximum rate
2 authorized by the Bond Authorization Act, and provide a date by
3 which the borrowed funds shall be repaid. The resolution may
4 direct the Treasurer of the Board to make arrangements to set
5 apart and hold the portion of the anticipated moneys, as
6 received, that shall be used to repay the borrowing, subject to
7 any prior pledges or restrictions with respect to the
8 anticipated moneys. The resolution may also authorize the
9 Treasurer of the Board to make partial repayments of the
10 borrowing as the anticipated moneys become available and may
11 contain any other terms, restrictions, or limitations not
12 inconsistent with the powers of the Board.

13 For the purposes of this item (13), "financial institution"
14 means any bank subject to the Illinois Banking Act, any savings
15 and loan association subject to the Illinois Savings and Loan
16 Act of 1985, and any federally chartered commercial bank or
17 savings and loan association organized and operated in this
18 State pursuant to the laws of the United States.

19 (Source: P.A. 91-883, eff. 1-1-01.)

20 Section 30. The Illinois State University Law is amended by
21 changing Section 20-45 as follows:

22 (110 ILCS 675/20-45)

23 Sec. 20-45. Powers and duties. The Board also shall have
24 power and it shall be its duty:

1 (1) To make rules, regulations and bylaws, not inconsistent
2 with law, for the government and management of Illinois State
3 University and its branches;

4 (2) To employ, and, for good cause, to remove a President
5 of Illinois State University, and all necessary deans,
6 professors, associate professors, assistant professors,
7 instructors, other educational and administrative assistants,
8 and all other necessary employees, and to prescribe their
9 duties and contract with them upon matters relating to tenure,
10 salaries and retirement benefits in accordance with the State
11 Universities Civil Service Act. Whenever the Board establishes
12 a search committee to fill the position of President of
13 Illinois State University, there shall be minority
14 representation, including women, on that search committee. The
15 Board shall, upon the written request of an employee of
16 Illinois State University, withhold from the compensation of
17 that employee any dues, payments or contributions payable by
18 such employee to any labor organization as defined in the
19 Illinois Educational Labor Relations Act. Under such
20 arrangement, an amount shall be withheld from each regular
21 payroll period which is equal to the pro rata share of the
22 annual dues plus any payments or contributions, and the Board
23 shall transmit such withholdings to the specified labor
24 organization within 10 working days from the time of the
25 withholding;

26 (3) To prescribe the courses of study to be followed, and

1 textbooks and apparatus to be used at Illinois State
2 University;

3 (4) To issue upon the recommendation of the faculty,
4 diplomas to such persons as have satisfactorily completed the
5 required studies of Illinois State University, and confer such
6 professional and literary degrees as are usually conferred by
7 other institutions of like character for similar or equivalent
8 courses of study, or such as the Board may deem appropriate;

9 (5) To examine into the conditions, management, and
10 administration of Illinois State University, to provide the
11 requisite buildings, apparatus, equipment and auxiliary
12 enterprises, and to fix and collect matriculation fees; tuition
13 fees; fees for student activities; fees for student facilities
14 such as student union buildings or field houses or stadia or
15 other recreational facilities; student welfare fees;
16 laboratory fees; and similar fees for supplies and materials.
17 The expense of the building, improving, repairing and supplying
18 fuel and furniture and the necessary appliances and apparatus
19 for conducting Illinois State University, the reimbursed
20 expenses of members of the Board, and the salaries or
21 compensation of the President, assistants, agents and other
22 employees of Illinois State University, shall be a charge upon
23 the State Treasury. All other expenses shall be chargeable
24 against students, and the Board shall regulate the charges
25 accordingly;

26 (6) To succeed to and to administer all trusts, trust

1 property, and gifts now or hereafter belonging or pertaining to
2 Illinois State University;

3 (7) To accept endowments of professorships or departments
4 in Illinois State University from any person who may proffer
5 them and, at regular meetings, to prescribe rules and
6 regulations in relation to endowments and declare on what
7 general principles they may be accepted;

8 (8) To enter into contracts with the Federal government for
9 providing courses of instruction and other services at Illinois
10 State University for persons serving in or with the military or
11 naval forces of the United States, and to provide such courses
12 of instruction and other services;

13 (9) To contract with respect to the Cooperative Computer
14 Center to obtain services related to electronic data
15 processing;

16 (10) To provide for the receipt and expenditures of Federal
17 funds paid to Illinois State University by the Federal
18 government for instruction and other services for persons
19 serving in or with the military or naval forces of the United
20 States, and to provide for audits of such funds;

21 (11) To appoint, subject to the applicable civil service
22 law, persons to be members of the Illinois State University
23 Police Department. Members of the Police Department shall be
24 conservators of the peace and as such have all powers possessed
25 by policemen in cities, and sheriffs, including the power to
26 make arrests on view or warrants of violations of State

1 statutes, University rules and regulations and city or county
2 ordinances, except that they may exercise such powers only
3 within counties wherein Illinois State University and any of
4 its branches or properties are located when such is required
5 for the protection of University properties and interests, and
6 its students and personnel, and otherwise, within such
7 counties, when requested by appropriate State or local law
8 enforcement officials. However, such officers shall have no
9 power to serve and execute civil processes.

10 The Board must authorize to each member of the Illinois
11 State University Police Department and to any other employee of
12 Illinois State University exercising the powers of a peace
13 officer a distinct badge that, on its face, (i) clearly states
14 that the badge is authorized by Illinois State University and
15 (ii) contains a unique identifying number. No other badge shall
16 be authorized by Illinois State University;

17 (12) The Board may, directly or in cooperation with other
18 institutions of higher education, acquire by purchase or lease
19 or otherwise, and construct, enlarge, improve, equip,
20 complete, operate, control and manage research and high
21 technology parks, together with the necessary lands,
22 buildings, facilities, equipment, and personal property
23 therefor, to encourage and facilitate (i) the location and
24 development of business and industry in the State of Illinois,
25 and (ii) the increased application and development of
26 technology, and (iii) the improvement and development of the

1 State's economy. The Board may lease to nonprofit corporations
2 all or any part of the land, buildings, facilities, equipment
3 or other property included in a research and high technology
4 park upon such terms and conditions as the Board may deem
5 advisable and enter into any contract or agreement with such
6 nonprofit corporations as may be necessary or suitable for the
7 construction, financing, operation and maintenance and
8 management of any such park; and may lease to any person, firm,
9 partnership or corporation, either public or private, any part
10 or all of the land, building, facilities, equipment or other
11 property of such park for such purposes and upon such rentals,
12 terms and conditions as the Board may deem advisable; and may
13 finance all or part of the cost of any such park, including the
14 purchase, lease, construction, reconstruction, improvement,
15 remodeling, addition to, and extension and maintenance of all
16 or part of such high technology park, and all equipment and
17 furnishings, by legislative appropriations, government grants,
18 contracts, private gifts, loans, receipts from the operation of
19 such high technology park, rentals and similar receipts; and
20 may make its other facilities and services available to tenants
21 or other occupants of any such park at rates which are
22 reasonable and appropriate;

23 (13) To assist in the provision of lands, buildings, and
24 facilities that are supportive of university purposes and
25 suitable and appropriate for the conduct and operation of the
26 university's education programs, the Board of Trustees of

1 Illinois State University may exercise the powers specified in
2 subparagraphs (a), (b), and (c) of this paragraph (13) with
3 regard to the following described property located near the
4 Normal, Illinois campus of Illinois State University:

5 Parcel 1: Approximately 300 acres that form a part of the
6 Illinois State University Farm in Section 20, Township 24
7 North, Range 2 East of the Third Principal Meridian in
8 McLean County, Illinois.

9 Parcels 2 and 3: Lands located in the Northeast Quadrant of
10 the City of Normal in McLean County, Illinois, one such
11 parcel consisting of approximately 150 acres located north
12 and east of the old Illinois Soldiers and Sailors
13 Children's School campus, and another such parcel, located
14 in the Northeast Quadrant of the old Soldiers and Sailors
15 Children's School Campus, consisting of approximately
16 1.03.

17 (a) The Board of Trustees may sell, lease, or otherwise
18 transfer and convey all or part of the above described
19 parcels of real estate, together with the improvements
20 situated thereon, to a bona fide purchaser for value,
21 without compliance with the State Property Control Act and
22 on such terms as the Board of Trustees shall determine are
23 in the best interests of Illinois State University and
24 consistent with its objects and purposes.

25 (b) The Board of Trustees may retain the proceeds from
26 the sale, lease, or other transfer of all or any part of

1 the above described parcels of real estate in the
2 University treasury, in a special, separate development
3 fund account that the Auditor General shall examine to
4 assure the use or deposit of those proceeds in a manner
5 consistent with the provisions of subparagraph (c) of this
6 paragraph (13).

7 (c) Moneys from the development fund account may be
8 used by the Board of Trustees of Illinois State University
9 to acquire and develop other land to achieve the same
10 purposes for which the parcels of real estate described in
11 this item (13), all or a part of which have been sold,
12 leased, or otherwise transferred and conveyed, were used
13 and for the purpose of demolition and the processes
14 associated with demolition on the acquired land. Moneys
15 from the development fund account used for any other
16 purpose must be deposited into and appropriated from the
17 General Revenue Fund. Buildings or facilities leased to an
18 entity or person other than the University shall not be
19 subject to any limitations applicable to a State-supported
20 college or university under any law. All development on the
21 land and all the use of any buildings or facilities shall
22 be subject to the control and approval of the Board of
23 Trustees of Illinois State University.

24 (14) To borrow money, as necessary, from time to time in
25 anticipation of receiving tuition, payments from the State of
26 Illinois, or other revenues or receipts of the University, also

1 known as anticipated moneys; provided that the money shall be
2 repaid within 12 months after the time the money is borrowed
3 and the amount borrowed shall not exceed 75% of the total
4 amount of payroll and other expense vouchers submitted, but
5 unpaid at the Comptroller's Office, 30 days prior to the
6 anticipated borrowing. The borrowed moneys shall be applied
7 only for the purposes of paying salaries and other expenses
8 lawfully authorized in the University's State appropriation.
9 No borrowing under this provision shall be allowed after August
10 31, 2010. The borrowed moneys shall be applied to the purposes
11 for which the anticipated moneys are lawfully available. The
12 Chairman or Treasurer of the Board shall execute a promissory
13 note or similar debt instrument to evidence the indebtedness
14 incurred by the borrowing. In connection with a borrowing, the
15 Board may establish a line of credit with a financial
16 institution.

17 The obligation to make the payments due under the
18 promissory note or other debt instrument shall be a lawful
19 obligation of the University payable from the anticipated
20 moneys as set forth in the resolution authorizing the same. Any
21 borrowing under this item (14) shall not constitute a debt,
22 legal or moral, of the State and shall not be enforceable
23 against the State. The promissory note or other debt instrument
24 shall be authorized by a resolution passed by the Board and
25 shall be valid whether or not a budgeted item with respect to
26 that resolution is included in any annual or supplemental

1 budget adopted by the Board. The resolution shall set forth
2 facts demonstrating the need for the borrowing, state an amount
3 that the amount to be borrowed will not exceed, establish a
4 maximum interest rate limit not to exceed the maximum rate
5 authorized by the Bond Authorization Act, and provide a date by
6 which the borrowed funds shall be repaid. The resolution may
7 direct the Treasurer of the Board to make arrangements to set
8 apart and hold the portion of the anticipated moneys, as
9 received, that shall be used to repay the borrowing, subject to
10 any prior pledges or restrictions with respect to the
11 anticipated moneys. The resolution may also authorize the
12 Treasurer of the Board to make partial repayments of the
13 borrowing as the anticipated moneys become available and may
14 contain any other terms, restrictions, or limitations not
15 inconsistent with the powers of the Board.

16 For the purposes of this item (14), "financial institution"
17 means any bank subject to the Illinois Banking Act, any savings
18 and loan association subject to the Illinois Savings and Loan
19 Act of 1985, and any federally chartered commercial bank or
20 savings and loan association organized and operated in this
21 State pursuant to the laws of the United States.

22 (Source: P.A. 91-396, eff. 7-30-99; 91-883, eff. 1-1-01.)

23 Section 33. The Northeastern Illinois University Law is
24 amended by changing Section 25-45 as follows:

1 (110 ILCS 680/25-45)

2 Sec. 25-45. Powers and duties. The Board also shall have
3 power and it shall be its duty:

4 (1) To make rules, regulations and bylaws, not inconsistent
5 with law, for the government and management of Northeastern
6 Illinois University and its branches;

7 (2) To employ, and, for good cause, to remove a President
8 of Northeastern Illinois University, and all necessary deans,
9 professors, associate professors, assistant professors,
10 instructors, other educational and administrative assistants,
11 and all other necessary employees, and to prescribe their
12 duties and contract with them upon matters relating to tenure,
13 salaries and retirement benefits in accordance with the State
14 Universities Civil Service Act. Whenever the Board establishes
15 a search committee to fill the position of President of
16 Northeastern Illinois University, there shall be minority
17 representation, including women, on that search committee. The
18 Board shall, upon the written request of an employee of
19 Northeastern Illinois University, withhold from the
20 compensation of that employee any dues, payments or
21 contributions payable by such employee to any labor
22 organization as defined in the Illinois Educational Labor
23 Relations Act. Under such arrangement, an amount shall be
24 withheld from each regular payroll period which is equal to the
25 pro rata share of the annual dues plus any payments or
26 contributions, and the Board shall transmit such withholdings

1 to the specified labor organization within 10 working days from
2 the time of the withholding;

3 (3) To prescribe the courses of study to be followed, and
4 textbooks and apparatus to be used at Northeastern Illinois
5 University;

6 (4) To issue upon the recommendation of the faculty,
7 diplomas to such persons as have satisfactorily completed the
8 required studies of Northeastern Illinois University, and
9 confer such professional and literary degrees as are usually
10 conferred by other institutions of like character for similar
11 or equivalent courses of study, or such as the Board may deem
12 appropriate;

13 (5) To examine into the conditions, management, and
14 administration of Northeastern Illinois University, to provide
15 the requisite buildings, apparatus, equipment and auxiliary
16 enterprises, and to fix and collect matriculation fees; tuition
17 fees; fees for student activities; fees for student facilities
18 such as student union buildings or field houses or stadia or
19 other recreational facilities; student welfare fees;
20 laboratory fees; and similar fees for supplies and materials.
21 The expense of the building, improving, repairing and supplying
22 fuel and furniture and the necessary appliances and apparatus
23 for conducting Northeastern Illinois University, the
24 reimbursed expenses of members of the Board, and the salaries
25 or compensation of the President, assistants, agents and other
26 employees of Northeastern Illinois University, shall be a

1 charge upon the State Treasury. All other expenses shall be
2 chargeable against students, and the Board shall regulate the
3 charges accordingly;

4 (6) To succeed to and to administer all trusts, trust
5 property, and gifts now or hereafter belonging or pertaining to
6 Northeastern Illinois University;

7 (7) To accept endowments of professorships or departments
8 in Northeastern Illinois University from any person who may
9 proffer them and, at regular meetings, to prescribe rules and
10 regulations in relation to endowments and declare on what
11 general principles they may be accepted;

12 (8) To enter into contracts with the Federal government for
13 providing courses of instruction and other services at
14 Northeastern Illinois University for persons serving in or with
15 the military or naval forces of the United States, and to
16 provide such courses of instruction and other services;

17 (9) To contract with respect to the Cooperative Computer
18 Center to obtain services related to electronic data
19 processing;

20 (10) To provide for the receipt and expenditures of Federal
21 funds paid to Northeastern Illinois University by the Federal
22 government for instruction and other services for persons
23 serving in or with the military or naval forces of the United
24 States, and to provide for audits of such funds;

25 (11) To appoint, subject to the applicable civil service
26 law, persons to be members of the Northeastern Illinois

1 University Police Department. Members of the Police Department
2 shall be conservators of the peace and as such have all powers
3 possessed by policemen in cities, and sheriffs, including the
4 power to make arrests on view or warrants of violations of
5 State statutes, University rules and regulations and city or
6 county ordinances, except that they may exercise such powers
7 only within counties wherein Northeastern Illinois University
8 and any of its branches or properties are located when such is
9 required for the protection of University properties and
10 interests, and its students and personnel, and otherwise,
11 within such counties, when requested by appropriate State or
12 local law enforcement officials. However, such officers shall
13 have no power to serve and execute civil processes.

14 The Board must authorize to each member of the Northeastern
15 Illinois University Police Department and to any other employee
16 of Northeastern Illinois University exercising the powers of a
17 peace officer a distinct badge that, on its face, (i) clearly
18 states that the badge is authorized by Northeastern Illinois
19 University and (ii) contains a unique identifying number. No
20 other badge shall be authorized by Northeastern Illinois
21 University;

22 (12) The Board may, directly or in cooperation with other
23 institutions of higher education, acquire by purchase or lease
24 or otherwise, and construct, enlarge, improve, equip,
25 complete, operate, control and manage research and high
26 technology parks, together with the necessary lands,

1 buildings, facilities, equipment, and personal property
2 therefor, to encourage and facilitate (i) the location and
3 development of business and industry in the State of Illinois,
4 and (ii) the increased application and development of
5 technology, and (iii) the improvement and development of the
6 State's economy. The Board may lease to nonprofit corporations
7 all or any part of the land, buildings, facilities, equipment
8 or other property included in a research and high technology
9 park upon such terms and conditions as the Board may deem
10 advisable and enter into any contract or agreement with such
11 nonprofit corporations as may be necessary or suitable for the
12 construction, financing, operation and maintenance and
13 management of any such park; and may lease to any person, firm,
14 partnership or corporation, either public or private, any part
15 or all of the land, building, facilities, equipment or other
16 property of such park for such purposes and upon such rentals,
17 terms and conditions as the Board may deem advisable; and may
18 finance all or part of the cost of any such park, including the
19 purchase, lease, construction, reconstruction, improvement,
20 remodeling, addition to, and extension and maintenance of all
21 or part of such high technology park, and all equipment and
22 furnishings, by legislative appropriations, government grants,
23 contracts, private gifts, loans, receipts from the operation of
24 such high technology park, rentals and similar receipts; and
25 may make its other facilities and services available to tenants
26 or other occupants of any such park at rates which are

1 reasonable and appropriate.

2 (13) To borrow money, as necessary, from time to time in
3 anticipation of receiving tuition, payments from the State of
4 Illinois, or other revenues or receipts of the University, also
5 known as anticipated moneys; provided that the money shall be
6 repaid within 12 months after the time the money is borrowed
7 and the amount borrowed shall not exceed 75% of the total
8 amount of payroll and other expense vouchers submitted, but
9 unpaid at the Comptroller's Office, 30 days prior to the
10 anticipated borrowing. The borrowed moneys shall be applied
11 only for the purposes of paying salaries and other expenses
12 lawfully authorized in the University's State appropriation.
13 No borrowing under this provision shall be allowed after August
14 31, 2010. The borrowed moneys shall be applied to the purposes
15 for which the anticipated moneys are lawfully available. The
16 Chairman or Treasurer of the Board shall execute a promissory
17 note or similar debt instrument to evidence the indebtedness
18 incurred by the borrowing. In connection with a borrowing, the
19 Board may establish a line of credit with a financial
20 institution.

21 The obligation to make the payments due under the
22 promissory note or other debt instrument shall be a lawful
23 obligation of the University payable from the anticipated
24 moneys as set forth in the resolution authorizing the same. Any
25 borrowing under this item (13) shall not constitute a debt,
26 legal or moral, of the State and shall not be enforceable

1 against the State. The promissory note or other debt instrument
2 shall be authorized by a resolution passed by the Board and
3 shall be valid whether or not a budgeted item with respect to
4 that resolution is included in any annual or supplemental
5 budget adopted by the Board. The resolution shall set forth
6 facts demonstrating the need for the borrowing, state an amount
7 that the amount to be borrowed will not exceed, establish a
8 maximum interest rate limit not to exceed the maximum rate
9 authorized by the Bond Authorization Act, and provide a date by
10 which the borrowed funds shall be repaid. The resolution may
11 direct the Treasurer of the Board to make arrangements to set
12 apart and hold the portion of the anticipated moneys, as
13 received, that shall be used to repay the borrowing, subject to
14 any prior pledges or restrictions with respect to the
15 anticipated moneys. The resolution may also authorize the
16 Treasurer of the Board to make partial repayments of the
17 borrowing as the anticipated moneys become available and may
18 contain any other terms, restrictions, or limitations not
19 inconsistent with the powers of the Board.

20 For the purposes of this item (13), "financial institution"
21 means any bank subject to the Illinois Banking Act, any savings
22 and loan association subject to the Illinois Savings and Loan
23 Act of 1985, and any federally chartered commercial bank or
24 savings and loan association organized and operated in this
25 State pursuant to the laws of the United States.

26 (Source: P.A. 91-883, eff. 1-1-01.)

1 Section 35. The Northern Illinois University Law is amended
2 by changing Section 30-45 as follows:

3 (110 ILCS 685/30-45)

4 Sec. 30-45. Powers and duties. The Board also shall have
5 power and it shall be its duty:

6 (1) To make rules, regulations and bylaws, not inconsistent
7 with law, for the government and management of Northern
8 Illinois University and its branches;

9 (2) To employ, and, for good cause, to remove a President
10 of Northern Illinois University, and all necessary deans,
11 professors, associate professors, assistant professors,
12 instructors, other educational and administrative assistants,
13 and all other necessary employees, and to prescribe their
14 duties and contract with them upon matters relating to tenure,
15 salaries and retirement benefits in accordance with the State
16 Universities Civil Service Act. Whenever the Board establishes
17 a search committee to fill the position of President of
18 Northern Illinois University, there shall be minority
19 representation, including women, on that search committee. The
20 Board shall, upon the written request of an employee of
21 Northern Illinois University, withhold from the compensation
22 of that employee any dues, payments or contributions payable by
23 such employee to any labor organization as defined in the
24 Illinois Educational Labor Relations Act. Under such

1 arrangement, an amount shall be withheld from each regular
2 payroll period which is equal to the pro rata share of the
3 annual dues plus any payments or contributions, and the Board
4 shall transmit such withholdings to the specified labor
5 organization within 10 working days from the time of the
6 withholding;

7 (3) To prescribe the courses of study to be followed, and
8 textbooks and apparatus to be used at Northern Illinois
9 University;

10 (4) To issue upon the recommendation of the faculty,
11 diplomas to such persons as have satisfactorily completed the
12 required studies of Northern Illinois University, and confer
13 such professional and literary degrees as are usually conferred
14 by other institutions of like character for similar or
15 equivalent courses of study, or such as the Board may deem
16 appropriate;

17 (5) To examine into the conditions, management, and
18 administration of Northern Illinois University, to provide the
19 requisite buildings, apparatus, equipment and auxiliary
20 enterprises, and to fix and collect matriculation fees; tuition
21 fees; fees for student activities; fees for student facilities
22 such as student union buildings or field houses or stadia or
23 other recreational facilities; student welfare fees;
24 laboratory fees; and similar fees for supplies and materials.
25 The expense of the building, improving, repairing and supplying
26 fuel and furniture and the necessary appliances and apparatus

1 for conducting Northern Illinois University, the reimbursed
2 expenses of members of the Board, and the salaries or
3 compensation of the President, assistants, agents and other
4 employees of Northern Illinois University, shall be a charge
5 upon the State Treasury. All other expenses shall be chargeable
6 against students, and the Board shall regulate the charges
7 accordingly;

8 (6) To succeed to and to administer all trusts, trust
9 property, and gifts now or hereafter belonging or pertaining to
10 Northern Illinois University;

11 (7) To accept endowments of professorships or departments
12 in Northern Illinois University from any person who may proffer
13 them and, at regular meetings, to prescribe rules and
14 regulations in relation to endowments and declare on what
15 general principles they may be accepted;

16 (8) To enter into contracts with the Federal government for
17 providing courses of instruction and other services at Northern
18 Illinois University for persons serving in or with the military
19 or naval forces of the United States, and to provide such
20 courses of instruction and other services;

21 (9) To contract with respect to the Cooperative Computer
22 Center to obtain services related to electronic data
23 processing;

24 (10) To provide for the receipt and expenditures of Federal
25 funds paid to Northern Illinois University by the Federal
26 government for instruction and other services for persons

1 serving in or with the military or naval forces of the United
2 States, and to provide for audits of such funds;

3 (11) To appoint, subject to the applicable civil service
4 law, persons to be members of the Northern Illinois University
5 Police Department. Members of the Police Department shall be
6 conservators of the peace and as such have all powers possessed
7 by policemen in cities, and sheriffs, including the power to
8 make arrests on view or warrants of violations of State
9 statutes, University rules and regulations and city or county
10 ordinances, except that they may exercise such powers only
11 within counties wherein Northern Illinois University and any of
12 its branches or properties are located when such is required
13 for the protection of University properties and interests, and
14 its students and personnel, and otherwise, within such
15 counties, when requested by appropriate State or local law
16 enforcement officials. However, such officers shall have no
17 power to serve and execute civil processes.

18 The Board must authorize to each member of the Northern
19 Illinois University Police Department and to any other employee
20 of Northern Illinois University exercising the powers of a
21 peace officer a distinct badge that, on its face, (i) clearly
22 states that the badge is authorized by Northern Illinois
23 University and (ii) contains a unique identifying number. No
24 other badge shall be authorized by Northern Illinois
25 University;

26 (12) The Board may, directly or in cooperation with other

1 institutions of higher education, acquire by purchase or lease
2 or otherwise, and construct, enlarge, improve, equip,
3 complete, operate, control and manage research and high
4 technology parks, together with the necessary lands,
5 buildings, facilities, equipment, and personal property
6 therefor, to encourage and facilitate (i) the location and
7 development of business and industry in the State of Illinois,
8 and (ii) the increased application and development of
9 technology, and (iii) the improvement and development of the
10 State's economy. The Board may lease to nonprofit corporations
11 all or any part of the land, buildings, facilities, equipment
12 or other property included in a research and high technology
13 park upon such terms and conditions as the Board may deem
14 advisable and enter into any contract or agreement with such
15 nonprofit corporations as may be necessary or suitable for the
16 construction, financing, operation and maintenance and
17 management of any such park; and may lease to any person, firm,
18 partnership or corporation, either public or private, any part
19 or all of the land, building, facilities, equipment or other
20 property of such park for such purposes and upon such rentals,
21 terms and conditions as the Board may deem advisable; and may
22 finance all or part of the cost of any such park, including the
23 purchase, lease, construction, reconstruction, improvement,
24 remodeling, addition to, and extension and maintenance of all
25 or part of such high technology park, and all equipment and
26 furnishings, by legislative appropriations, government grants,

1 contracts, private gifts, loans, receipts from the operation of
2 such high technology park, rentals and similar receipts; and
3 may make its other facilities and services available to tenants
4 or other occupants of any such park at rates which are
5 reasonable and appropriate.

6 (13) To assist in the provision of buildings and facilities
7 beneficial to, useful for, or supportive of university
8 purposes, the Board of Trustees of Northern Illinois University
9 may exercise the following powers with regard to the area
10 located on or adjacent to the Northern Illinois University
11 DeKalb campus and bounded as follows:

12 Parcel 1:

13 In Township 40 North, Range 4 East, of the Third Prime
14 Meridian, County of DeKalb, State of Illinois: The East
15 half of the Southeast Quarter of Section 17, the Southwest
16 Quarter of Section 16, and the Northwest Quarter of Section
17 21, all in the County of DeKalb, Illinois.

18 Parcel 2:

19 In Township 40 North, Range 4 East, of the Third Prime
20 Meridian, County of DeKalb, State of Illinois: On the
21 North, by a line beginning at the Northwest corner of the
22 Southeast Quarter of Section 15; thence East 1,903.3 feet;
23 thence South to the North line of the Southeast Quarter of
24 the Southeast Quarter of Section 15; thence East along said
25 line to North First Street; on the West by Garden Road
26 between Lucinda Avenue and the North boundary; thence on

1 the South by Lucinda Avenue between Garden Road and the
2 intersection of Lucinda Avenue and the South Branch of the
3 Kishwaukee River, and by the South Branch of the Kishwaukee
4 River between such intersection and easterly to the
5 intersection of such river and North First Street; thence
6 on the East by North First Street.

7 (a) Acquire any interests in land, buildings, or
8 facilities by purchase, including installments payable
9 over a period allowed by law, by lease over a term of such
10 duration as the Board of Trustees shall determine, or by
11 exercise of the power of eminent domain;

12 (b) Sublease or contract to purchase through
13 installments all or any portion of buildings or facilities
14 for such duration and on such terms as the Board of
15 Trustees shall determine, including a term that exceeds 5
16 years, provided that each such lease or purchase contract
17 shall be and shall recite that it is subject to termination
18 and cancellation in any year for which the General Assembly
19 fails to make an appropriation to pay the rent or purchase
20 installments payable under the terms of such lease or
21 purchase contracts; and

22 (c) Sell property without compliance with the State
23 Property Control Act and retain proceeds in the University
24 treasury in a special, separate development fund account
25 which the Auditor General shall examine to assure
26 compliance with this Act.

1 Any buildings or facilities to be developed on the land
2 shall be buildings or facilities that, in the determination of
3 the Board of Trustees, in whole or in part: (i) are for use by
4 the University; or (ii) otherwise advance the interests of the
5 University, including, by way of example, residential,
6 recreational, educational, and athletic facilities for
7 University staff and students and commercial facilities which
8 provide services needed by the University community. Revenues
9 from the development fund account may be withdrawn by the
10 University for the purpose of demolition and the processes
11 associated with demolition; routine land and property
12 acquisition; extension of utilities; streetscape work;
13 landscape work; surface and structure parking; sidewalks,
14 recreational paths, and street construction; and lease and
15 lease purchase arrangements and the professional services
16 associated with the planning and development of the area.
17 Moneys from the development fund account used for any other
18 purpose must be deposited into and appropriated from the
19 General Revenue Fund. Buildings or facilities leased to an
20 entity or person other than the University shall not be subject
21 to any limitations applicable to a State-supported college or
22 university under any law. All development on the land and all
23 the use of any buildings or facilities shall be subject to the
24 control and approval of the Board of Trustees of Northern
25 Illinois University.

26 (14) To borrow money, as necessary, from time to time in

1 anticipation of receiving tuition, payments from the State of
2 Illinois, or other revenues or receipts of the University, also
3 known as anticipated moneys; provided that the money shall be
4 repaid within 12 months after the time the money is borrowed
5 and the amount borrowed shall not exceed 75% of the total
6 amount of payroll and other expense vouchers submitted, but
7 unpaid at the Comptroller's Office, 30 days prior to the
8 anticipated borrowing. The borrowed moneys shall be applied
9 only for the purposes of paying salaries and other expenses
10 lawfully authorized in the University's State appropriation.
11 No borrowing under this provision shall be allowed after August
12 31, 2010. The borrowed moneys shall be applied to the purposes
13 for which the anticipated moneys are lawfully available. The
14 Chairman or Treasurer of the Board shall execute a promissory
15 note or similar debt instrument to evidence the indebtedness
16 incurred by the borrowing. In connection with a borrowing, the
17 Board may establish a line of credit with a financial
18 institution.

19 The obligation to make the payments due under the
20 promissory note or other debt instrument shall be a lawful
21 obligation of the University payable from the anticipated
22 moneys as set forth in the resolution authorizing the same. Any
23 borrowing under this item (14) shall not constitute a debt,
24 legal or moral, of the State and shall not be enforceable
25 against the State. The promissory note or other debt instrument
26 shall be authorized by a resolution passed by the Board and

1 shall be valid whether or not a budgeted item with respect to
2 that resolution is included in any annual or supplemental
3 budget adopted by the Board. The resolution shall set forth
4 facts demonstrating the need for the borrowing, state an amount
5 that the amount to be borrowed will not exceed, establish a
6 maximum interest rate limit not to exceed the maximum rate
7 authorized by the Bond Authorization Act, and provide a date by
8 which the borrowed funds shall be repaid. The resolution may
9 direct the Treasurer of the Board to make arrangements to set
10 apart and hold the portion of the anticipated moneys, as
11 received, that shall be used to repay the borrowing, subject to
12 any prior pledges or restrictions with respect to the
13 anticipated moneys. The resolution may also authorize the
14 Treasurer of the Board to make partial repayments of the
15 borrowing as the anticipated moneys become available and may
16 contain any other terms, restrictions, or limitations not
17 inconsistent with the powers of the Board.

18 For the purposes of this item (14), "financial institution"
19 means any bank subject to the Illinois Banking Act, any savings
20 and loan association subject to the Illinois Savings and Loan
21 Act of 1985, and any federally chartered commercial bank or
22 savings and loan association organized and operated in this
23 State pursuant to the laws of the United States.

24 (Source: P.A. 90-284, eff. 1-1-98; 91-883, eff. 1-1-01.)

25 Section 40. The Western Illinois University Law is amended

1 by changing Section 35-45 as follows:

2 (110 ILCS 690/35-45)

3 Sec. 35-45. Powers and duties. The Board also shall have
4 power and it shall be its duty:

5 (1) To make rules, regulations and bylaws, not inconsistent
6 with law, for the government and management of Western Illinois
7 University and its branches;

8 (2) To employ, and, for good cause, to remove a President
9 of Western Illinois University, and all necessary deans,
10 professors, associate professors, assistant professors,
11 instructors, other educational and administrative assistants,
12 and all other necessary employees, and to prescribe their
13 duties and contract with them upon matters relating to tenure,
14 salaries and retirement benefits in accordance with the State
15 Universities Civil Service Act. Whenever the Board establishes
16 a search committee to fill the position of President of Western
17 Illinois University, there shall be minority representation,
18 including women, on that search committee. The Board shall,
19 upon the written request of an employee of Western Illinois
20 University, withhold from the compensation of that employee any
21 dues, payments or contributions payable by such employee to any
22 labor organization as defined in the Illinois Educational Labor
23 Relations Act. Under such arrangement, an amount shall be
24 withheld from each regular payroll period which is equal to the
25 pro rata share of the annual dues plus any payments or

1 contributions, and the Board shall transmit such withholdings
2 to the specified labor organization within 10 working days from
3 the time of the withholding;

4 (3) To prescribe the courses of study to be followed, and
5 textbooks and apparatus to be used at Western Illinois
6 University;

7 (4) To issue upon the recommendation of the faculty,
8 diplomas to such persons as have satisfactorily completed the
9 required studies of Western Illinois University, and confer
10 such professional and literary degrees as are usually conferred
11 by other institutions of like character for similar or
12 equivalent courses of study, or such as the Board may deem
13 appropriate;

14 (5) To examine into the conditions, management, and
15 administration of Western Illinois University, to provide the
16 requisite buildings, apparatus, equipment and auxiliary
17 enterprises, and to fix and collect matriculation fees; tuition
18 fees; fees for student activities; fees for student facilities
19 such as student union buildings or field houses or stadia or
20 other recreational facilities; student welfare fees;
21 laboratory fees; and similar fees for supplies and materials.
22 The expense of the building, improving, repairing and supplying
23 fuel and furniture and the necessary appliances and apparatus
24 for conducting Western Illinois University, the reimbursed
25 expenses of members of the Board, and the salaries or
26 compensation of the President, assistants, agents and other

1 employees of Western Illinois University, shall be a charge
2 upon the State Treasury. All other expenses shall be chargeable
3 against students, and the Board shall regulate the charges
4 accordingly;

5 (6) To succeed to and to administer all trusts, trust
6 property, and gifts now or hereafter belonging or pertaining to
7 Western Illinois University;

8 (7) To accept endowments of professorships or departments
9 in Western Illinois University from any person who may proffer
10 them and, at regular meetings, to prescribe rules and
11 regulations in relation to endowments and declare on what
12 general principles they may be accepted;

13 (8) To enter into contracts with the Federal government for
14 providing courses of instruction and other services at Western
15 Illinois University for persons serving in or with the military
16 or naval forces of the United States, and to provide such
17 courses of instruction and other services;

18 (9) To contract with respect to the Cooperative Computer
19 Center to obtain services related to electronic data
20 processing;

21 (10) To provide for the receipt and expenditures of Federal
22 funds paid to Western Illinois University by the Federal
23 government for instruction and other services for persons
24 serving in or with the military or naval forces of the United
25 States, and to provide for audits of such funds;

26 (11) To appoint, subject to the applicable civil service

1 law, persons to be members of the Western Illinois University
2 Police Department. Members of the Police Department shall be
3 conservators of the peace and as such have all powers possessed
4 by policemen in cities, and sheriffs, including the power to
5 make arrests on view or warrants of violations of State
6 statutes, University rules and regulations and city or county
7 ordinances, except that they may exercise such powers only
8 within counties wherein Western Illinois University and any of
9 its branches or properties are located when such is required
10 for the protection of University properties and interests, and
11 its students and personnel, and otherwise, within such
12 counties, when requested by appropriate State or local law
13 enforcement officials. However, such officers shall have no
14 power to serve and execute civil processes.

15 The Board must authorize to each member of the Western
16 Illinois University Police Department and to any other employee
17 of Western Illinois University exercising the powers of a peace
18 officer a distinct badge that, on its face, (i) clearly states
19 that the badge is authorized by Western Illinois University and
20 (ii) contains a unique identifying number. No other badge shall
21 be authorized by Western Illinois University;

22 (12) The Board may, directly or in cooperation with other
23 institutions of higher education, acquire by purchase or lease
24 or otherwise, and construct, enlarge, improve, equip,
25 complete, operate, control and manage research and high
26 technology parks, together with the necessary lands,

1 buildings, facilities, equipment, and personal property
2 therefor, to encourage and facilitate (i) the location and
3 development of business and industry in the State of Illinois,
4 and (ii) the increased application and development of
5 technology, and (iii) the improvement and development of the
6 State's economy. The Board may lease to nonprofit corporations
7 all or any part of the land, buildings, facilities, equipment
8 or other property included in a research and high technology
9 park upon such terms and conditions as the Board may deem
10 advisable and enter into any contract or agreement with such
11 nonprofit corporations as may be necessary or suitable for the
12 construction, financing, operation and maintenance and
13 management of any such park; and may lease to any person, firm,
14 partnership or corporation, either public or private, any part
15 or all of the land, building, facilities, equipment or other
16 property of such park for such purposes and upon such rentals,
17 terms and conditions as the Board may deem advisable; and may
18 finance all or part of the cost of any such park, including the
19 purchase, lease, construction, reconstruction, improvement,
20 remodeling, addition to, and extension and maintenance of all
21 or part of such high technology park, and all equipment and
22 furnishings, by legislative appropriations, government grants,
23 contracts, private gifts, loans, receipts from the operation of
24 such high technology park, rentals and similar receipts; and
25 may make its other facilities and services available to tenants
26 or other occupants of any such park at rates which are

1 reasonable and appropriate.

2 (13) To borrow money, as necessary, from time to time in
3 anticipation of receiving tuition, payments from the State of
4 Illinois, or other revenues or receipts of the University, also
5 known as anticipated moneys; provided that the money shall be
6 repaid within 12 months after the time the money is borrowed
7 and the amount borrowed shall not exceed 75% of the total
8 amount of payroll and other expense vouchers submitted, but
9 unpaid at the Comptroller's Office, 30 days prior to the
10 anticipated borrowing. The borrowed moneys shall be applied
11 only for the purposes of paying salaries and other expenses
12 lawfully authorized in the University's State appropriation.
13 No borrowing under this provision shall be allowed after August
14 31, 2010. The borrowed moneys shall be applied to the purposes
15 for which the anticipated moneys are lawfully available. The
16 Chairman or Treasurer of the Board shall execute a promissory
17 note or similar debt instrument to evidence the indebtedness
18 incurred by the borrowing. In connection with a borrowing, the
19 Board may establish a line of credit with a financial
20 institution.

21 The obligation to make the payments due under the
22 promissory note or other debt instrument shall be a lawful
23 obligation of the University payable from the anticipated
24 moneys as set forth in the resolution authorizing the same. Any
25 borrowing under this item (13) shall not constitute a debt,
26 legal or moral, of the State and shall not be enforceable

1 against the State. The promissory note or other debt instrument
2 shall be authorized by a resolution passed by the Board and
3 shall be valid whether or not a budgeted item with respect to
4 that resolution is included in any annual or supplemental
5 budget adopted by the Board. The resolution shall set forth
6 facts demonstrating the need for the borrowing, state an amount
7 that the amount to be borrowed will not exceed, establish a
8 maximum interest rate limit not to exceed the maximum rate
9 authorized by the Bond Authorization Act, and provide a date by
10 which the borrowed funds shall be repaid. The resolution may
11 direct the Treasurer of the Board to make arrangements to set
12 apart and hold the portion of the anticipated moneys, as
13 received, that shall be used to repay the borrowing, subject to
14 any prior pledges or restrictions with respect to the
15 anticipated moneys. The resolution may also authorize the
16 Treasurer of the Board to make partial repayments of the
17 borrowing as the anticipated moneys become available and may
18 contain any other terms, restrictions, or limitations not
19 inconsistent with the powers of the Board.

20 For the purposes of this item (13), "financial institution"
21 means any bank subject to the Illinois Banking Act, any savings
22 and loan association subject to the Illinois Savings and Loan
23 Act of 1985, and any federally chartered commercial bank or
24 savings and loan association organized and operated in this
25 State pursuant to the laws of the United States.

26 (Source: P.A. 91-883, eff. 1-1-01.)

1 Section 99. Effective date. This Act takes effect upon
2 becoming law.